



# PUBLIC NOTICE

**Federal Communications Commission**  
**445 12th St., S.W.**  
**Washington, D.C. 20554**

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**DA 02-3101**  
**November 8, 2002**

**COMMENTS INVITED ON ACC TELECOMMUNICATIONS, LLC.**  
**APPLICATION TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS**  
**SERVICES**

**Comp. Pol. File No. 614**

**Comments Due: November 22, 2002**

**Section 214 Application**

**Applicant: ACC Telecommunications, LLC.**

On **October 30, 2002**, **ACC Telecommunications, LLC** (ACC or Applicant) located at **One North Main Street, Coudersport, PA 16915**, filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended,<sup>1</sup> to discontinue certain of its domestic telecommunications services.

The application indicates that ACC seeks authority to discontinue providing certain of their facilities-based and resale telecommunications services including local telephone, long distance and Internet service in the Albany and Rochester, New York areas. The application indicates ACC provided notice to affected customers by first-class mail on October 28, 2002. ACC plans to discontinue these services 31 days after the release of this notice. ACC also indicates that it has worked closely with the New York Commission to ensure compliance with the New York mass migration guidelines.

In accordance with section 63.71(c), the application will be deemed to be automatically granted on the thirty-first (31<sup>st</sup>) day after the release date of this notice, unless the Commission has notified Applicant that the grant will not be automatically effective.<sup>2</sup> The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or

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<sup>1</sup> 47 U.S.C. § 214(a). *See also* 47 C.F.R. § 63.71.

<sup>2</sup> 47 C.F.R. § 63.71(c).

other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules.<sup>3</sup> Pursuant to sections 1.415 and 1.419 of the Commission's rules, interested parties may file comments on or before **November 22, 2002**.<sup>4</sup> Such comments should refer to **Comp. Pol. File No. 614**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room TW-A325, Washington, DC 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12<sup>th</sup> Street, SW, Room 6-A207, Washington, DC 20554, Attention: Carmell Weathers. In addition, Comments should be served upon Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: John Adams.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, SW, Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-A257, Washington, DC 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12<sup>th</sup> Street, SW, Room CY-B402, Washington, DC, 20554, telephone 202-863-2893, facsimile 202-863-2898, or via e-mail at [qualexint@aol.com](mailto:qualexint@aol.com).

For further information, contact Carmell Weathers, (202) 418-2325 (voice), [cweather@fcc.gov](mailto:cweather@fcc.gov), or John Adams (202) 418-0394 (voice), [jkadams@fcc.gov](mailto:jkadams@fcc.gov), of the

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<sup>3</sup> See generally 47 C.F.R. §§ 1.1200 - 1.1216.

<sup>4</sup> 47 C.F.R. §§ 1.415, 1.419.

Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit [http://www.fcc.gov/wcb/cpd/other\\_adjud](http://www.fcc.gov/wcb/cpd/other_adjud)

**-FEDERAL COMMUNICATIONS COMMISSION-**